

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

LEXINGTON INSURANCE COMPANY,

Plaintiff,

- against -

DAVID FORREST, T. BEAUCLERC ROGERS IV,
STANLEY MUNSON, MARTIN FINK, all individually,
and NEW BEGINNINGS ENTERPRISES LLC, a California
Limited Liability Company, and TARLO LYONS, a
partnership,

Defendants.

Civil Action No. 02-CV-4435
(Hon. Anita B. Brody)

ORDER

AND NOW, this ____ day of _____, 2004, upon consideration of Defendant Tarlo Lyons' Motion to Dismiss in Accordance with Federal Rule of Civil Procedure 12(b)(2) and Plaintiff Lexington's Insurance Company's Opposition thereto, it is hereby ORDERED that said motion is DENIED in its entirety.

BY THE COURT:

ANITA B. BRODY
United States District Judge

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**LEXINGTON'S ANSWER TO DEFENDANT TARLO LYONS'
MOTION TO DISMISS**

For the reasons set forth in the attached Memorandum of Law, Declaration and exhibits in opposition to defendant Tarlo Lyons' motion to dismiss in accordance with Federal Rule of Civil Procedure 12(b)(2) which Memorandum of Law, Declaration and exhibits are incorporated herein by reference, plaintiff Lexington Insurance Company opposes defendant Tarlo Lyons' motion to dismiss in accordance with Federal Rule of Civil Procedure 12(b)(2) in its entirety.

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